

**MINUTES OF THE
BUSINESS AND LABOR INTERIM COMMITTEE**

Wednesday, September 17, 2008 – 2:00 p.m. – Room W025 House Building

Members Present:

Sen. Kevin T. VanTassell, Senate Chair
Sen. Gene Davis
Sen. Karen Mayne
Sen. Wayne L. Niederhauser
Rep. Jackie Biskupski
Rep. Carl W. Duckworth
Rep. James A. Dunnigan
Rep. Todd E. Kiser
Rep. Karen W. Morgan
Rep. Brian P. Monsen
Rep. Paul A. Neuenschwander
Rep. Patrick Painter

Members Absent:

Rep. Stephen D. Clark, House Chair
Sen. Dan R. Eastman
Sen. John W. Hickman
Rep. David Clark
Rep. Ben C. Ferry
Rep. Kevin S. Garn
Rep. Gordon E. Snow

Staff Present:

Ms. Allison M. Nicholson, Policy Analyst
Ms. Patricia Owen, Associate General Counsel
Ms. Phalin L. Flowers, Legislative Secretary

Note: A list of others present, a copy of related materials, and an audio recording of the meeting can be found at www.le.utah.gov.

1. Committee Business

Chair VanTassell called the meeting to order at 2:41 p.m. He excused Rep. S. Clark from the meeting.

Chair VanTassell distributed and discussed a letter from the executive director of the Helmets to Hardhats program thanking the Committee for its support of the program.

MOTION: Rep. Neuenschwander moved to approve the minutes of the August 20, 2008 meeting. The motion passed unanimously.

2. Payroll Service Companies

Sen. Niederhauser reported on his meetings with several entities involved with regulation of payroll service companies, including representatives from the Utah State Tax Commission, Workers' Compensation Fund, Department of Workforce Services, and the Labor Commission. He recommended that the Committee take no action.

3. Title 61, Chapter 1, Utah Uniform Securities Act

Mr. Keith Woodwell, Director, Division of Securities (Division), explained the history of the Utah Uniform Securities Act (Act). He stated that if the Act is allowed to sunset Utah will be the only state in the United States not regulating securities and recommended to the Committee that the Act be continued.

Ms. Sue Verhoef, Supervisor, and Mr. Tim Osterstock, Manager, Office of the Legislative Auditor General, discussed "A Performance Audit of the Division of Securities" (Audit), which was included in the mailing packet, and gave a presentation. They discussed the Audit's findings with regard to policies and procedures and personnel conflicts. They listed the recommendations given to the Division for improvement.

Mr. Woodwell said that the Division is not disputing the findings of the Audit and that the Division has already implemented most of the recommendations made in the Audit.

MOTION: Sen. Davis moved that the Committee recommend that the Utah Uniform Securities Act be reauthorized for two years, and that the audit be referred to the Commerce and Workforce Services Appropriations Subcommittee. The motion passed unanimously.

4. Other Items / Recess

Chair VanTassell recessed the meeting at 3:20 p.m.

Committee members visited apprenticeship programs at the following sites: Operating Engineers Local #3 Training Site, Ironworkers Training Site, and Operating Engineers Local #3 Crane Training Site.

Chair VanTassell adjourned the meeting at the conclusion of the site visit at 6:00 p.m.